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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Applicant(s): Egrie et al.

Serial No.: 09/559,001

Group Art Unit No.: 1647

Filed: April 21, 2000

Examiner: DeBerry, R.

For: Methods and Compositions for the Prevention and Treatment of Anemia

Docket No.: A-460A

**RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

Sir:

This is in response to the Office Action mailed July 18, 2003 in which Claims 45-60 are rejected under 35 U.S.C. 112, 102 and 103. Reconsideration and withdrawal of the rejections are requested.

**AMENDMENT**

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of claims:

45. (currently amended) An analog of human erythropoietin comprising the amino acid sequence of human erythropoietin from residues 1-165 as shown in SEQ ID NO:1 except for one or more amino acid changes which provide for one or more additional glycosylation site(s) as compared to human

**EXPRESS MAIL CERTIFICATE**

"Express Mail" mail labeling number: EV352488216US

Date of Deposit: January 20, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450

Joyce Vogel  
Printed Name

Signature

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**FEE AUTHORIZATION / AMENDMENT TRANSMITTAL LETTER**

Attorney's Docket No: A-460A

Serial No. 09/559,001 Filing Date April 21, 2000 Examiner DeBerry, R. Group Art Unit 1647

In Re Application of Egrie et al.

For Methods and Compositions for the Prevention and Treatment of Anemia

TO THE COMMISSIONER FOR PATENTS:

☒ Applicant(s) request(s) the following extension of time under 37 CFR 1.136(a):

☐ One month of original due date (\$110.00)

☐ Two months of original due date (\$420.00)

☐ Three months of original due date (\$950.00)

☐ Four months of original due date (\$1,480.00)

☒ Five months of original due date (\$2,010.00)

☒ A response in connection with the matter for which this extension is requested:

☒ is filed herewith.

☐ has been filed.

☐ The response is the filing of a continuing prosecution application, the prior application having an express abandonment conditioned on the granting of a filing date to the continuing application.

☐ The accompanying papers include amended claims for which no additional fee is required.

☒ The accompanying papers include amended claims the fee for which has been calculated as follows:

(1)	(2) Claims remaining After amendment	(3)	(4) Highest number Previously paid for	(5) No. of Extra claims present	(6) Rate	(7) Additional Fee
Total Claims	*58	Minus	**131 =	0	x \$18	= \$ 0.00
Indep. Claims	*4	Minus	***5 =	0	x \$86	= 0.00
<input type="checkbox"/> First Appearance of a multiple dependent claim						+ \$290 = 0.00
Total Additional Fee for this Amendment						\$0.00

☐ If the entry in column 2 is less than the entry in column 4, write "0" in column 5.

☐ If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

☐ If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col 1. of a prior amendment or the number of claims originally filed.

☐ The following other fees are incurred by the accompanying papers.

☐ Other: \_\_\_\_\_

Please charge Deposit Account No. 01-0519 in the name of Amgen Inc. in the amount of \$2010.00. A duplicate copy of this petition is attached.

☒ If an additional extension of time is required, please consider this a request therefore.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required by the accompanying papers, or credit any overpayment to Deposit Account No. 01-0519.

**Please Send Future Correspondence To:**

US Patent Operations/ RBW  
Dept. 4300, M/S 27-4-A  
AMGEN INC.  
One Amgen Center Drive  
Thousand Oaks, California 91320-1799

Robert B. Winter  
Attorney/Agent for Applicant(s)  
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Phone: (805) 447-2425  
Date: January 20, 2004

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